

## AMENDMENT AND RESPONSE UNDER 37 CFR § 1.116 – EXPEDITED PROCEDURE

Serial Number: 10/659,691

Filing Date: September 10, 2003

Title: CARBON MONOXIDE DETECTOR

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Dkt: 1260.006US2

REMARKS

This responds to the Office Action mailed on September 20, 2004.

Claim 18 is amended, and claims 33 and 38 are cancelled; as a result, claims 18, 20-32, 34-37, 39 and 40 are now pending in this application. No new subject matter is added.

Information Disclosure Statement

Applicant respectfully requests that a copy of the 1449 Form, listing all documents that were submitted with the Information Disclosure Statements filed on September 10, 2003 and July 19, 2004, marked as being considered and initialed by the Examiner, be returned with the next official communication. (Copies of the 1449 Forms are attached for the Examiner's convenience.)

Claim Objection

Claim 32 is objected to under 37 CFR 1.75 as being a substantial duplicate of claim 33. Applicants have cancelled claim 33 accordingly it is believed that this rejection is moot.

§§ 102 and 103 Rejection of the Claims

The Examiner has indicated that claim 38 was allowable. In the reasons presented (paragraph 12), the Examiner noted that the cited documents did not disclose that when carbon monoxide is detected, the resistance of the sensor element increases and the current through the sensor element decreases below a predetermined level the device triggers an alarm or warning when the current decreases below a predetermined level. Claim 18 is amended to include this description; it is believed that this claim is now allowable. The remaining claims all depend (either directly or indirectly) from claim 18. Accordingly, the rejections under 35 U.S.C. §§ 102 and 103 are believed moot.

Accordingly, it is respectfully requested that the rejections under 35 U.S.C. §§ 102 and 103 be withdrawn.

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CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney (612) 373-6968 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

ALFRED TSEUNG ET AL.

By their Representatives,

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Date January 20, 2005

By

William F. Prout  
William F. Prout  
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The undersigned hereby certifies that this correspondence is being transmitted by facsimile (FAX NO. 703-872-9306) to: Mail Stop AF, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 20th day of January, 2005.

CANDIS BUENDING

Name

Signature

Receipt is hereby acknowledged for the following in the United States Patent and Trademark Office:

In re Patent Application of: Alfred Tseung et al.

Title: CARBON MONOXIDE DETECTOR

Serial No.: 10/659,691

CONTENTS: An Amendment and Response Under 37 CFR 1.111 (6 Pages); Petition for Extension of Time (1 pg.); a check in the amount of \$55.00 to cover the Extension of Time Fee; A Communication Concerning Related Applications (1 pg.); An Supplemental Information Disclosure Statement (2 pgs.), Form 1449 (1 pg.), and copies of 3 cited documents. A check in the amount of \$180.00 to cover the fee for consideration of Information Disclosure Statement under 97(c); a Return Postcard and TRANSMITTAL SHEET.

Filing Date: September 10, 2003

Mailed: July 19, 2004  
KAI/pah

Docket No.: 1260.006US2  
Due Date: July 17, 2004



In re Patent Application of: Alfred Tseung et al.  
Title: CARBON MONOXIDE DETECTOR  
Attorney Docket No.: 1260.006US2

CON

Receipt is hereby acknowledged for the following in the United States Patent and Trademark Office:

CONTENTS: (CONTINUATION): Specification (12 pgs, including claims numbered 1 through 40 and a 1 page Abstract); Formal Drawing(s) (2 sheets); Copy of Signed Combined Declaration and Power of Attorney (4 pgs) from prior application; Authorization to Charge Deposit Account in the amount of \$402.00 to pay the filing fee; Information Disclosure Statement (2 pgs), Form 1449 (1 pgs); Preliminary Amendment (3 pgs); return postcard and transmittal sheet.

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